

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

CAROLINE JOANNE HERRLING,

Defendant.

NO. 2:23-cr-00059-MEMF

AMENDED PRELIMINARY ORDER OF  
FORFEITURE

No hearing requested

Upon consideration of the amended application of Plaintiff United States of America for an amended Preliminary Order of Forfeiture pursuant to the March 2, 2023, guilty plea to Count One of the Information entered by defendant Caroline Herrling (“defendant”), and good cause appearing thereon, IT IS HEREBY ORDERED:

**I. FORFEITABLE PROPERTY**

For the reasons set out below, any right, title and interest of defendant in the following described property (hereinafter, the “Forfeitable Property”) is hereby forfeited to the United States. The Court finds that the government has established the requisite nexus between the Forfeitable Property and the offense described in the Information, that is, conspiracy to commit wire fraud, in violation of 18 U.S.C. 1349. The Forfeitable Property is particularly described as:

1 i. Real property with Assessor's Parcel Number 2005-012-003, commonly  
2 known as 8361 Woodlake Avenue, West Hills, California 91304, with the title held by Caroline  
3 Herrling.

4 **II. IMPLEMENTATION**

5 IT IS FURTHER ORDERED as follows:

6 A. Upon the entry of this Order, and pursuant to Rule 32.2(b)(3) of the Federal Rules  
7 of Criminal Procedure ("Rule") and 21 U.S.C. § 853, the United States Attorney General (or a  
8 designee) is authorized to seize the Forfeitable Property.

9 B. Upon entry of this Order, the United States is further authorized to conduct any  
10 discovery for the purpose of identifying, locating, or disposing of the Forfeitable Property  
11 subject to forfeiture pursuant to this Order, 21 U.S.C. § 853(m) and Rule 32.2(b)(3). "Any  
12 discovery" shall include all methods of discovery permitted under the Federal Rules of Civil  
13 Procedure.

14 C. Upon entry of this Order (and at any time in the future after amendment of the  
15 applicable order of forfeiture in this matter), the United States Attorney General (or a designee)  
16 is authorized to commence any applicable proceeding to comply with statutes governing third  
17 party rights, including giving notice of this and any other Order affecting specific property. The  
18 following paragraphs shall apply to any ancillary proceeding conducted in this matter:

19 (1) Pursuant to Rule 32.2(b), 21 U.S.C. § 853(n)(1) and Supplemental Rule  
20 G(4)(a)(iv)(C) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture  
21 Actions under Title XIII of the Federal Rules of Civil Procedure, the government shall forthwith  
22 publish for at least thirty (30) consecutive days on an official government website notice of this  
23 order and any other Order affecting the Forfeitable Property. And to the extent practicable, the  
24 government shall send notice to any person, other than defendant, who is known to have an  
25 alleged interest in the Forfeitable Property or reasonably appears to be a potential claimant with  
26 standing to contest the forfeiture in the ancillary proceeding. Any person having or claiming a  
27 legal interest in the Forfeitable Property must file a petition with the Court within thirty (30) days  
28 of the publication of notice or receipt of actual notice, whichever is earlier.

1           (2) Any person other than defendant asserting a legal interest in the  
2 Forfeitable Property may, within thirty days of the publication of notice or receipt of notice,  
3 whichever is earlier, petition the court for a hearing without a jury to adjudicate the validity of  
4 his alleged interest in the property, and for an amendment of the order of forfeiture, pursuant to  
5 21 U.S.C. § 853(n)(2).

6           (3) Any petition filed by a third party asserting an interest in the Forfeitable  
7 Property shall be signed by the petitioner under penalty of perjury and shall set forth the nature  
8 and extent of the petitioner's right, title, or interest in such property, the time and circumstances  
9 of the petitioner's acquisition of the right, title or interest in the property, any additional facts  
10 supporting the petitioner's claim, and the relief sought. 21 U.S.C. § 853(n)(3).

11           (4) The United States shall have clear title to the Forfeitable Property  
12 following the Court's disposition of all third-party interests or, if no petitions are filed, following  
13 the expiration of the period provided in 21 U.S.C. § 853(n)(2) for the filing of third party  
14 petitions.

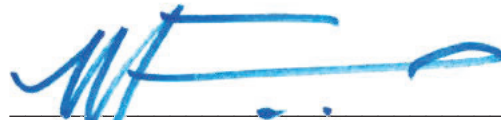
15           D. Pursuant to Rule 32.2(b)(4), this Preliminary Order of Forfeiture shall become  
16 final as to defendant at the time of entry and shall be made part of her sentence and included in  
17 her judgment.

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1 E. The Court shall retain jurisdiction to enforce this Order, and to amend it as  
2 necessary, pursuant to Rule 32.2(e).

3 IT IS SO ORDERED.

4 DATED: July 31, 2023

  
HON. MAAME EWUSI-MENSAH FRIMPONG  
UNITED STATES DISTRICT JUDGE